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INTERNATIONAL PRELIMINARY EXAMINATION REPORT



(PCT Article 36 and Rule 70)

REC'D 01 MAR 2005

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Applicant's or agent's file reference HMSP0302	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/KR2003/001990	International filing date (day/month/year) 30 SEPTEMBER 2003 (30.09.2003)	Priority date (day/month/year) 05 NOVEMBER 2002 (05.11.2002)
International Patent Classification (IPC) or national classification and IPC IPC7 A45D 34/00		
Applicant KANG, Sung-Il		

<p>1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of <u>3</u> sheets, including this cover sheet.</p> <p><input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).</p> <p>These annexes consist of a total of _____ sheets.</p>	
<p>3. This report contains indications relating to the following items:</p> <p>I <input checked="" type="checkbox"/> Basis of the report</p> <p>II <input type="checkbox"/> Priority</p> <p>III <input type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</p> <p>IV <input type="checkbox"/> Lack of unity of invention</p> <p>V <input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</p> <p>VI <input type="checkbox"/> Certain documents cited</p> <p>VII <input type="checkbox"/> Certain defects in the international application</p> <p>VIII <input type="checkbox"/> Certain observations on the international application</p>	

Date of submission of the demand 20 NOVEMBER 2003 (20.11.2003)	Date of completion of this report 07 FEBRUARY 2005 (07.02.2005)
Name and mailing address of the IPEA/KR  Korean Intellectual Property Office 920 Dunsan-dong, Seo-gu, Daejeon 302-701, Republic of Korea Facsimile No. 82-42-472-7140	Authorized officer PARK, Sung Ho Telephone No. 82-42-481-5619 

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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/KR2003/001990

I. Basis of the report

1. With regard to the elements of the international application:*

- ☒ the international application as originally filed
- ☐ the description:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the claims:
 pages _____, as originally filed
 pages _____, as amended (together with any statement) under Article 19
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the drawings:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the sequence listing part of the description:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

- These elements were available or furnished to this Authority in the following language English which is
- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☒ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets _____

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this opinion as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item I and annexed to this report.

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INTERNATIONAL PRELIMINARY EXAMINATION

International application No.

PCT/KR2003/001990

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	1 - 4	YES
	Claims	None	NO
Inventive step (IS)	Claims	1 - 4	YES
	Claims	None	NO
Industrial applicability (IA)	Claims	1 - 4	YES
	Claims	None	NO

2. Citations and explanations (Rule 70.7)

The present invention relates to a structure of a piston which is operated upward and downward by revolving operation of a screw pillar for exhausting liquid content contained in an inner portion of a case, more particularly to a sealing structure preventing the content from leaking by inserting a sealing washer between a piston and a screw cap.

(1) Reference is made to the following document:

D1 : WO 02-067721 A1

(2) Novelty and Inventive Step

D1 relates to a cosmetic sample bottle, wherein a first spring is pressed and a transcending pipe is descended simultaneously by pressing a nozzle, so as to discharge the content through an inlet and an outlet, thereby decreasing the inner pressure of the body, and thus the second spring in a lower portion is operated to ascend the piston therein for discharging the content. Though D1 is similar to the present invention in discharging the content by means of a piston, D1 is different in that the piston is capable of moving upward, whereas in the present invention, the piston is capable of moving both upward and downward by means of a screw. In addition D1 does not disclose the sealing structure of the piston.

Thus claim 1 directed to a sealing structure of a piston assembly including a sealing washer and its dependent claims 2-4 directed to the material and shape of said sealing washer are considered novel and Inventive under PCT Article 33(2)-(3).

(3) Industrial Applicability

There is no reason for denying the industrial applicability of the present invention.

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